

ORDER 2012-203

AN ORDER OF THE INDIANA GAMING COMMISSION RENEWING THE RIVERBOAT OWNER'S LICENSE OF BELTERRA RESORT INDIANA, LLC

In accordance with and subject to Indiana Code 4-33 and Title 68 of the Indiana Administrative Code, the Indiana Gaming Commission ("Commission") issued a riverboat owner's license to Belterra Resort Indiana, LLC ("Beltterra"), effective October 23, 2000. Pursuant to Indiana Code section 4-33-6-12, the license has been renewed annually since inception. The most recent renewal, granted on November 10, 2011, renewed the riverboat owner's license through October 22, 2012.

On August 29, 2012, Belterra requested renewal and submitted payment of its annual renewal fee. On October 15, 2012, and under the delegation of authority granted by the Commission on April 7, 2003 in Resolution 2003-13, the Executive Director extended Belterra's license until such time as the Commission is able to consider the request at a regularly scheduled business meeting.

On November 10, 2011, by Order 2011-257 the Commission approved a written power of attorney identifying Ronald Gifford as trustee-in-waiting for Belterra. Order 2011-257 stated that it would expire "upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of Belterra's Casino Owner's License; or (2) modifies or withdraws the approval" of Mr. Gifford. On August 29, 2012, Belterra indicated in writing that it desires to continue to have Mr. Gifford as trustee-in-waiting.

COMMISSION ACTION

Pursuant to Indiana Code section 4-33-6-12, the Commission has found that Belterra has substantially complied with the directives of Indiana Code 4-33 and Title 68 of the Indiana Administrative Code and is suitable to hold a riverboat owner's license. The Commission **GRANTS** renewal of Belterra's riverboat owner's license for a period of one year subject to Belterra maintaining its riverboat gambling operation, riverboat, hotel, and pavilion in substantial compliance with all properly applicable state and local laws, including but not limited to, Commission regulations, resolutions, orders and/or other directives relating to the riverboat owner's license, or to the lawful operation or conduct of gaming in Indiana. The renewal of the riverboat owner's license is valid for a period of one year from October 23, 2012 through October 22, 2013.

Furthermore, the Commission **GRANTS** renewal of its approval of the written power of attorney identifying Ronald Gifford as trustee-in-waiting for Belterra. The renewal of the Commission's approval expires upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of Belterra's riverboat owner's license; or (2) modifies or withdraws the renewal of its approval as granted herein.

According to IC 4-21.5-3, this order is effective fifteen (15) days after the order is served.

IT IS SO ORDERED THIS THE 15th DAY OF NOVEMBER, 2012.

THE INDIANA GAMING COMMISSION:



Timothy Murphy, Chair

ATTEST:



Marc Fine, Vice-Chair